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FAX COVER LETTER**July 16, 2002**

TO: Examiner Todd Ingberg
COMPANY: U.S. Patent and Trademark Office
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FROM: W. Glenn Edwards
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RE: Serial No.: 09/387,747
Filed: August 31, 1999
Group Art Unit: 2124

COMMENTS:

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Completed by: Ann Pommier/7257

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7/16/02

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michel Bowman-Amuah
Serial No. : 09/387,747
Filed : August 31, 1999
Title : System, Method and Article of Manufacture for a Development Architecture Framework
Docket No. : 60021-322901

Group Art Unit: 2124
Examiner: Todd D. Ingberg

Commissioner for Patents and Trademarks
Technology Center 2100
Washington, DC 20231

CERTIFICATE OF TRANSMISSION
I hereby certify under 37 CFR 1.8 that this correspondence is being transmitted by facsimile to "Commissioner for Patents, Technology Center 2100, Washington, D.C. 20231" via the facsimile number 703-746-7238 on July 16, 2002.

Ann Pommier
Ann Pommier

PETITION FOR THE WITHDRAWAL OF A HOLDING OF ABANDONMENT

Dear Sir:

Applicant respectfully requests that the holding of abandonment in the above referenced application be withdrawn, as the Notice of Allowance, Issue Fee Due Notice which began the three month period for response was never in fact received.

The Commissioner has specifically been granted the authority to withdraw a holding of abandonment when Applicant adequately demonstrates that the Office communication was never received. The US Patent and Trademark Office has provided what is required for a showing that the communication was never received.

For the present case, Applicant must provide a statement that the Office correspondence (e.g., a Notice of Allowance) was not received at the correspondence address of record and a significant amount of correspondence mailed by the Office between October 13, 2001 and January 2, 2002 has not been received at that address.

STATEMENT

According to the PAIR on-line system, on November 23, 2001 the Examiner mailed a Notice of Allowance, Issue Fee Due Notice. On June 17, 2002, the Examiner mailed a Notice of Abandonment indicating that the above referenced application had become abandoned for failure to Pay Issue Fee. This communication regarding the abandonment was the first received by Oppenheimer, Wolff and Donnelly, LLP. It is our conclusion that the Notice of Allowance, Issue Fee Due Notice has been lost in the mail.

In support of this petition, the undersigned affirmatively states the following:

1. the Notice of Allowance Office communication was never received by Applicant at the correspondence address; and
2. a significant amount of correspondence mailed by the Office between October 13, 2001 and January 2, 2002 has not been received at the correspondence address.

In light of the foregoing, Applicant has established that the Notice of Allowance, Issue Fee Due Notice which began a three month period for response, was never received by applicant. As such, the present petition should be granted and the holding of abandonment should be withdrawn. Furthermore, the communication should be re-mailed, restarting the period for response.

To avoid mail delays, this petition is being faxed to the technology center that was handling the application. Applicant respectfully requests a new Notice of Allowance, Issue Fee Due be mailed to Applicant and restart the period for response.

The Commissioner is authorized to charge Deposit Account No. 50-1901 (Reference No. 60021/322901) for any fees that may be due.

Respectfully submitted,

By 

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